

CITY COUNCIL REPORT



Meeting Date: January 22, 2013
General Plan Element: *Land Use*
General Plan Goal: *Support a diversity of businesses*

ACTION

Permanent Extension of Premise for Livorno Imports 114-EX-2012. To consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a Permanent Extension of Premise for Livorno Imports

OWNER

Livorno Imports LLC

APPLICANT CONTACT

Gary Joseph Bauman

LOCATION

16099 N 82nd St. Suite B-7

BACKGROUND

This establishment is currently operating with a Series 4 (wholesale) liquor license and has been at this location since May 2012.

APPLICANTS PROPOSAL

Goal/Purpose of Request

This request is for an Extension of Premise of a Series 4 (wholesale) liquor license and is requesting to add 600 sq. ft. of interior space to the current licensed footprint.

IMPACT ANALYSIS

Current Planning Department Development Information.

This establishment is 840 sq. ft. in size.

Zoning.

This site is zoned Industrial Park district (I-1). The I-1 district allows warehousing.

Parking.

A total of 2 spaces are required for this use and 162 spaces are required for the center. A total of 204 spaces are provided in the center. Parking is in compliance with the zoning ordinance.

Public Safety

Police Department: Recommendation Approval

Major life safety issues: None noted.

Code Enforcement: There are no current cases of code violations at this time in relation to the liquor license.

STATE GUIDELINES FOR CONSIDERING AN APPLICATION

A.R.S. 4-207.01; Rule R19-1-311 Granting a License for an Extension of Premise

A spirituous liquor license shall be issued only after satisfactory showing that the best interest of the community will be substantially served by the issuance of an extension of premise for a Series 12 (restaurant) liquor license at a particular licensed location.

COUNCIL OPTIONS & STAFF RECOMMENDATION

Council Options

The City Council has the option of recommending approval, denial or no recommendation to the Arizona Department of Liquor Licenses and Control.

Staff Recommendation

The City of Scottsdale staff has conducted a review and advises that the license request meets the criteria imposed for determining that the community's best interest is substantially served by the issuance of the liquor license.

Next Steps

The City Council's recommendation of approval, denial or no recommendation will be forwarded to the Department of Liquor Licenses and Control for their consideration. If approved, the proposed addition will be permanently added to the licensed are of the establishment.

RESPONSIBLE DEPARTMENT(S)

Planning, Neighborhood and Transportation Division

Public Safety Division

Economic Vitality Division

STAFF CONTACTS (S)

Doris McClay, Planner, dmcclay@scottsdaleaz.gov
Planning, Neighborhood and Transportation Division

Ronald Bayne, Lieutenant, Patrol Enforcement Section, rbayne@scottsdaleaz.gov
Public Safety Division

Raun Keagy, Planning, Neighborhood and Transportation Director, rkeagy@scottsdaleaz.gov
Planning, Neighborhood and Transportation Division

APPROVED BY

Tim Curtis, AICP, Current Planning Director
312-4210 tcurtis@scottsdaleaz.gov

 1/2/2013

Randy Grant, PNT Administrator
312-2664, rgrant@scottsdaleaz.gov

 1/3/13

ATTACHMENTS

- #1: Aerial Map
- #2: Close-up Aerial Map
- #3: State Application
- #4: Floor Plan



Q.S.
35-47

G.I.S. ORTHOPHOTO 2010

114-EX-2012

Livorno Imports

ATTACHMENT #1



Q.S.
35-47

G.I.S. ORTHOPHOTO 2010

114-EX-2012

Livorno Imports

ATTACHMENT #2

114-EX-2012

ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

800 W Washington 5th Floor
Phoenix AZ 85007-2934
www.azliquor.gov
(602) 542-5141

Date payment received _____
CSR Initials _____

APPLICATION FOR EXTENSION OF PREMISES/PATIO PERMIT

THIS APPLICATION MUST BE RETURNED TO THE DEPARTMENT OF LIQUOR

☒ Permanent change of area of service – List specific purpose for change: Add refrigerated pallet storage area of approx. 600

sq. ft. to lower overall operating costs and provide for more convenient delivery to customers

☐ Temporary change for date(s) of: ____/____/____ through ____/____/____ List specific purpose for change: _____

1. Licensee's Name: Baumann, Gary Joseph
Last First Middle
2. Mailing Address: 24612 N 109th Street, Scottsdale AZ 85255
City State Zip
3. Business Name: Livorno Imports LLC dba Distinctive Italian Wines LICENSE #: 04077029
4. Business Address: 16099 N 82nd Street Ste. B7, Scottsdale AZ 85260-1826
City COUNTY State Zip
5. Business Phone: (480) 626-9377 Residence Phone: (480) 440-8711
6. Do you understand Arizona Liquor Laws and Regulations? ☒ YES ☐ NO Fax #: (480) 626-9378
7. Have you received approved Liquor Law Training? ☐ NO ☒ YES If so, when does your Certificate expire? 12/17/2016
8. What security precautions will be taken to prevent liquor violations in the extended area? Alarm; no windows or doors except roll-up, bolted & chained
9. Does this extension bring your premises within 300 feet of a church or school? ☐ YES ☒ NO
10. IMPORTANT: ATTACH THE REVISED FLOOR PLAN CLEARLY DEPICTING YOUR LICENSED PREMISES AND WHAT YOU PROPOSE TO ADD.

☐ Barrier Exemption: an exception to the requirement of barriers surrounding a patio/outdoor serving area may be requested. Barrier exemptions are granted based on public safety, pedestrian traffic, and other factors unique to a licensed premises. List specific reasons for exemption: _____

Investigation Recommendation ☐ Approval ☐ Disapproval by: _____ Date: ____/____/____

***After completing sections 1-10, please take this application to your local Board of Supervisors, City Council or Designate for their recommendation. This recommendation is not binding on the Department of Liquor.

This change in premises is RECOMMENDED by the local Board of Supervisors, City Council or Designate:

(Authorized Signature)

(Title)

(Agency)

I, Gary Joseph Baumann, being first duly sworn upon oath, hereby depose, swear and declare,
(Print full name)
under penalty of perjury, that I am the APPLICANT making the foregoing application. I have read this application and the contents and all statements are true, correct and complete.

X [Signature] State of ARIZONA County of maricopa
(Signature of Owner or Agent) SUBSCRIBED IN MY PRESENCE AND SWORN TO before me this date

My commission expires on: 3/11/20



BRUCE S. MOLLOY
NOTARY PUBLIC - ARIZONA
MARICOPA COUNTY
My Commission Expires
March 11, 2013

12 2012
Month Year
(Signature of NOTARY PUBLIC)

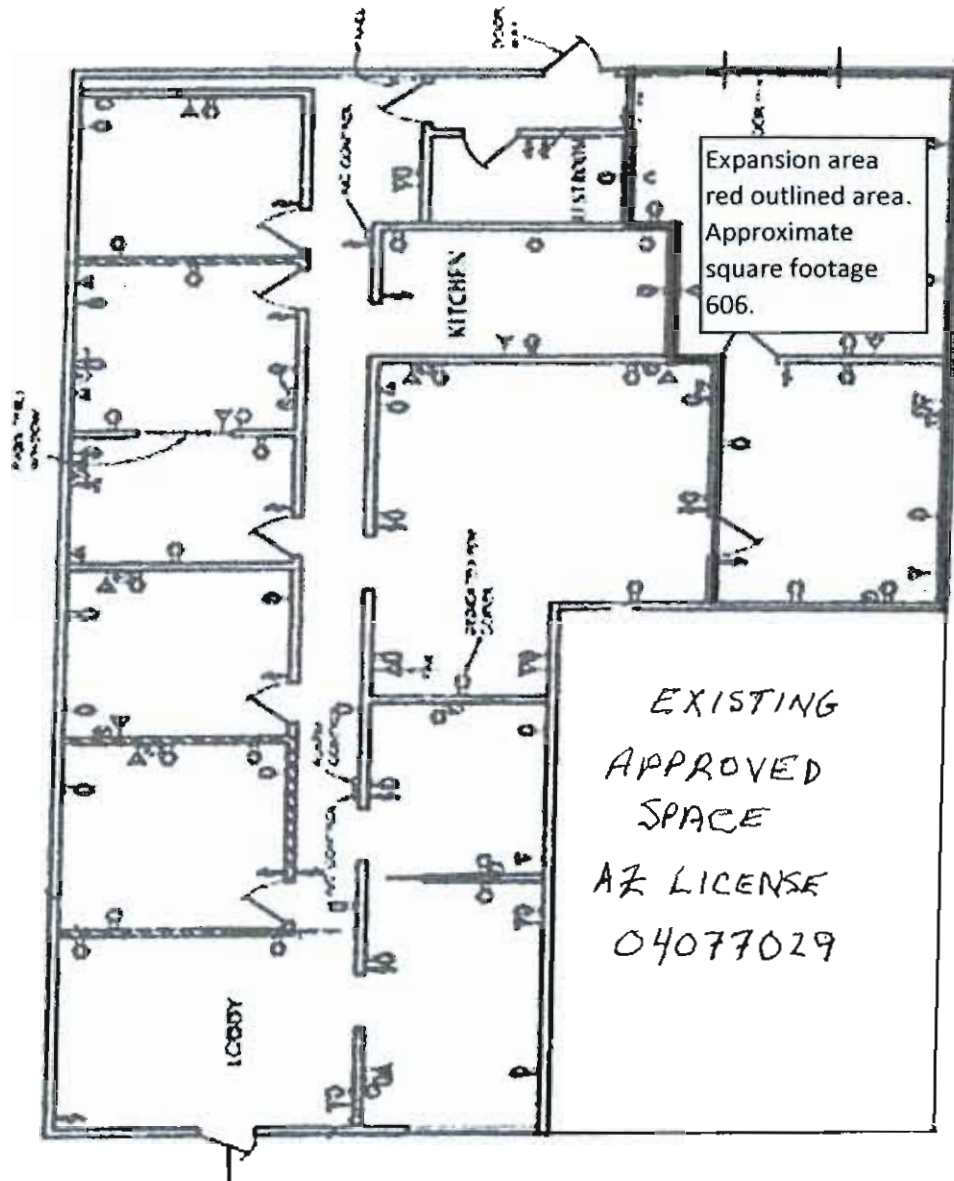
Investigation Recommendation ☐ Approval ☐ Disapproval by: _____ Date: ____/____/____

Director Signature required for Disapprovals _____ Date: ____/____/____

4/16/2012 *Disabled individuals requiring special accommodation, please call the Department(602) 542-91

ATTACHMENT #3

90% Office / 100% AC



(1): (MG) Modified Gross Leases Includes Tenant paying electric and janitorial costs in addition to base rent.

E: cmerwin@cofaz.com



COMMERCIAL PROPERTIES
Incorporated

DECLARATION

The information contained herein has been obtained from various sources. We have no reason to doubt its accuracy; however, Government Properties, Inc. has not verified its completeness and makes no guarantee, warranty or representation about its accuracy or as to its independent verity. Dimensions, measurements, floor plans, and all information given in the lease is representative of the property. All offerings are subject to prior sale, lease, or withdrawal without notice without prior notice.

ATTACHMENT #4